(30)

HIGH COURT OF JUDICATURE CHHATTISGARH: BILASPUR

SINGLE BENCH : HON'BLE SHRI JAGDISH BHALLA, Ag.CJ

Writ Petition No.4865 of 1996

PETITIONER Aditya Prasad Tiwari, son of Ghanshyam Prasad Tiwari, aged about 27 years, resident of village Amora (Semra), District Bilaspur

VERSUS

RESPONDENTS

1. The General Manager, M.P. State Civil Supplies Corporation Ltd., Bhopal
2. Assistant Managing Director, M.P. State Civil Supplies Corporation Ltd., Head Office, Bhopal
3. The Regional Manager, M.P. State Civil Supplies corporation Ltd., Bilaspur

Petition under Articles 226 /227 of Constitution of India

Present: Shri Awadh Tripathi, counsel for the petitioner.

ORAL ORDER
(Passed on 28th June, 2007)

An affidavit in support of the petition has been filed by Shri Awadh Tripathi, learned counsel for the petitioner and he was asked to reply whether the paragraphs of writ petition have been verified? Reply came in positive and the Court was informed that all the paragraphs have been verified. However, after some time learned counsel for the petitioner informed that in the affidavit it has been indicated by the petitioner that he had understood the facts and circumstances of the case and this petition has been drafted on his instructions. I have perused the same. I do not find that all the paragraphs of the writ petition are verified. Accordingly it can easily be said that the writ petition is not supported by an affidavit and learned counsel also did not press for file an affidavit in support of the writ petition. Hence, the statement made by learned counsel for the petitioner is incorrect. In absence of affidavit in support of the writ petition, the same is not maintainable. Accordingly, the writ petition is dismissed as not maintainable.

Sd/-
Ag. Chief Justice